

## Message Text

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INFO OCT-01 ISO-00 SS-15 SCS-03 SCA-01 L-03 NSC-05 NSCE-00

SSO-00 INR-07 INRE-00 CIAE-00 SP-02 PM-04 DODE-00

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DRAFTED BY EUR/CE:JKWARD:NLS  
APPROVED BY EUR/CE: DANDERSON  
EUR/CE:JKORNBLUM  
L/M:HSHAMWELL (SUBS)  
SCA/SCS: LPMULLIN (SUBS)  
EUR/CE:LHEICHLER (SUBS)

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O P 021755Z MAR 76  
FM SECSTATE WASHDC  
TO AMEMBASSY BERLIN IMMEDIATE IMMEDIATE  
INFO USMISSION USBERLIN PRIORITY PRIORITY  
AMEMBASSY BONN PRIORITY  
AMEMBASSY BRUSSELS PRIORTTY  
AMEMBASSY LONDON PRIORITY  
AMEMBASSY PARIS PRIORITY  
AMEMBASSY MOSCOW PRIORITY  
AMEMBASSY ROME PRIORITY  
AMEMBASSY THE HAGUE PRIORTTY

C O N F I D E N T I A L STATE 050532

E.O. 11652: GDS

TAGS:PFOR, CGEN, GE, US

SUBJECT:US-GDR CONSULAR NEGOTIATIONS - ROUND THREE

REF: BERLIN 5289

1. MARCH 1 NEGOTIATING SESSION FOCUSED PRIMARILY ON  
DEFINITION ON NATIONALITY, WITH US SIDE REMAINING FIRM  
IN REJECTING GDR PROPOSAL FOR INCLUSION OF DEFINITION.  
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KLOBES SAID GDR COULD NOT ACCEPT AN AGREEMENT WITHOUT

SUCH LANGUAGE AND AFTER INITIAL US REFUSAL TO ACCEPT GDR PROPOSAL, OFFERED SLIGHTLY REVISED LANGUAGE WHICH APPEARED TO BE IDENTICAL TO FORMULATION PROPOSED TO FRENCH IN PARIS LAST MONTH (REFTEL). US SIDE SAID IT WOULD TAKE NOTE OF NEW LANGUAGE BUT STRESSED THAT US OBJECTION WAS ONE OF PRINCIPLE, WHICH COULD NOT BE OVERCOME BY DRAFTING CHANGES.

2. AFTER AN ENTIRE MORNING AND PART OF THE FIRST AFTERNOON SPENT IN DEBATING THE ISSUE OF A DEFINITION OF NATIONALITY, BOTH SIDES AGREED TO PUT NATIONALITY QUESTION ASIDE FOR THE TIME BEING AND TO WORK ON THE OTHER UNRESOLVED ARTICLES IN THE DRAFT AGREEMENT. WORK ON THESE PROGRESSED QUICKLY AND AGREEMENT WAS REACHED ON ALL BUT TWO ARTICLES IN FIRST SEVEN WHEN FIRST DAY'S SESSION ADJOURNED. BARRING

UNUSUAL DIFFICULTIES, THERE IS CHANCE THAT REMAINING OPEN ISSUES COULD BE RESOLVED BY END OF MARCH 3 SESSION. THIS WILL LEAVE TWO MORE DAYS FOR CONSIDERATION OF DEFINITION OF NATIONALITY ISSUE.

3. ALTHOUGH REMAINING FIRM IN HIS APPROACH, KLOBES SEEMS TO BE ADOPTING STILL ANOTHER LINE OF ARGUMENT IN ATTEMPTING TO CONVINCE US OF NEED FOR DEFINITION OF NATIONALITY. BASIS OF HIS APPROACH IN THIS ROUND IS TO SUGGEST THAT SINCE THERE IS NO QUESTION IN PRINCIPLE ABOUT THE FACT THAT GDR CITIZENS AND CITIZENSHIP DO EXIST, WHY SHOULD THE US OBJECT TO SAYING SO IN THE TEXT OF THE AGREEMENT? KLOBES HAS AFFECTED AN AIR OF ASTONISHMENT THAT THE US WILL NOT AGREE TO HIS "SINCERE" APPROACH. HE REFUSES TO BECOME RUFFLED BY REJECTION OF HIS ARGUMENTS, AND CONTINUES TO SUGGEST THAT DESPITE DIFFERENCES OF OPINION, POSITIONS OF TWO SIDES ARE COMING CLOSER TOGETHER.

4. ATMOSPHERE OF THE NEGOTIATIONS REMAINS FRIENDLY AND BUSINESS LIKE. THERE IS NONE OF THE PLAYING FOR TIME WHICH APPARENTLY CHARACTERIZED THE FEBRUARY ROUND OF GDR-FRENCH CONSULAR DISCUSSIONS. GDR TACTIC APPEARS TO BE WORKING AS FAST AS POSSIBLE THROUGH THE REMAINING SUBSTANTIVE ISSUES, LEAVING THE NATIONALITY QUESTION AND A FEW OTHER

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QUESTIONS AS THE ONLY ONES REMAINING TO BE SOLVED. KLOBES WILL THEN UNDOUBTEDLY RETURN TO NATIONALITY ISSUE, ATTEMPTING PERHAPS TO OBTAIN A DEFINITION OUTSIDE THE TEXT OF THE AGREEMENT ITSELF. INGERSOLL

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## Message Attributes

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**Disposition Authority:** ShawDG  
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**Status:** NATIVE  
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**TAGS:** PFOR, CGEN, GC, US  
**To:** BERLIN  
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